

**MINUTES
FREMONT CITY COUNCIL MEETING
FEBRUARY 22, 2011
FREMONT CITY HALL
7:00 P.M.**

1. PRELIMINARY

1.1 Call to Order: Mayor Wasserman called the meeting to order.

1.2 Flag Salute: Councilmember Natarajan led the salute to the flag.

1.3 Roll Call: Present: Mayor Wasserman, Vice Mayor Chan, Councilmembers: Natarajan, Harrison and Dutra.

1.4 Announcements by Mayor/City Manager – None.

2. CONSENT CALENDAR

- * **2.1 Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Natarajan, seconded by Councilmember Harrison, the City Council waived further readings of proposed ordinances.

Ayes:	Mayor Wasserman, Vice Mayor Chan, Councilmembers: Natarajan and Harrison
Noes:	None
Absent:	Councilmember Dutra
Abstain:	None

- * **2.2 Approval of Minutes** – None.

- * **2.3 Mayor Wasserman opened consideration of Approval of Utility Relocation Cost Sharing Agreements with Union Sanitary District (USD) for Warren Avenue and Kato Road Grade Separation Projects and with Alameda County Water District (ACWD) for the Kato Road Grade Separation Project**

On a motion by Councilmember Natarajan, seconded by Councilmember Harrison, the City Council authorized the City Manager or his designee to execute the following agreements as described in this report:

1. Warren Avenue Sanitary Sewer Relocation Project USD/City of Fremont Cost Sharing Agreement.
2. Kato Road Sanitary Sewer Relocation USD/City of Fremont Cost Sharing Agreement.
3. Kato Road Water Line Relocation Project ACWD/City of Fremont Cost Sharing Agreement.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

*** 2.4 Mayor Wasserman opened consideration of Adoption of a Resolution Authorizing Fiscal Year FY 2011/12 Bicycle Transportation Account (BTA) Grant Application; Approve 10% Local Match Contribution and Acceptance of the BTA Funds for the Central Park/Union Pacific Railroad Bicycle and Pedestrian Crossing Project**

On a motion by Councilmember Natarajan, seconded by Councilmember Harrison, the City Council:

1. Adopted Resolution No. 2011-14 authorizing the City Manager or his designee to (a) apply for Bicycle Transportation Account funds in the amount of \$405,000 for the Central Park/Union Pacific Railroad Bicycle and Pedestrian Crossing Project; (b) accept any awarded grant funds for the Project and execute any necessary implementing documents; and (c) appropriate the 10% (\$45,000) local match to the project.
2. Appropriated any BTA grant funds received for Central Park/Union Pacific Railroad Bicycle and Pedestrian Crossing project to 525PWC8381, and appropriated the ten percent local match from 509PWC8381, Central Park/Gomes Park Railroad Crossing project funds.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

2.5 Mayor Wasserman opened consideration to Authorize Staff to Initiate the Process with California Department of Transportation (Caltrans) for Truck Prohibition on Niles Canyon Road (State Route 84), and Appropriate \$30,000 from the Congestion Management Program Account for Initial Funding of the Project

Public Works Director Jim Pierson reviewed staff's recommendation. Mayor Wasserman opened the item for public comment. Dorothy Bradley, Michelle Powell, Andrew MacRae, Kimberly Harbin, and Mike Dubinsky expressed support for initiating the process with Caltrans to prohibit trucks on Niles Canyon Road (State Route 84). There were no other speakers. Mayor Wasserman closed public comment. Staff responded to questions from Councilmembers and comments raised by the public speakers. Councilmembers provided comment.

On a motion by Councilmember Harrison, seconded by Vice Mayor Chan, the City Council:

1. Authorized staff to initiate the process with the California Department of Transportation (Caltrans) for truck prohibition on Niles Canyon Road (State Route 84).

2. Appropriated \$30,000 from 508PWC8678 (Congestion Management Program) to 508PWC8750 (Niles Canyon Road Truck Prohibition).

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

(This item was removed from the Consent Calendar)

*** 2.6 Mayor Wasserman opened consideration of Approval of a Purchase Order with Shaw Industries, Inc., for the Family Resource Center Carpet Replacement Project at 39155 Liberty Street, Fremont, CA 94538 (City Project No. PWC 8680)**

On a motion by Councilmember Natarajan, seconded by Councilmember Harrison, the City Council authorized the City Manager or designee to issue a purchase order with Shaw Industries in the amount of \$190,000 for carpet replacement at the FRC using the CMAS contract No. 4-08-72-0008B.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

3. CEREMONIAL ITEMS

3.1 Resolution: Recognizing Police Department Systems Manager Pam Lutzinger for Thirty Years of Service

4. PUBLIC COMMUNICATIONS

4.1 Oral and Written Communications

Mike Dubinsky invited the Council and the community to attend a workshop sponsored by the Alameda County Transportation Commission that will be held on February 28 at the Fremont Main Library to discuss transportation and improvement priorities for the next 25 years. Wynn Grcich (A.T.O.W.N) expressed concern about the potential contamination of local drinking water.

5. SCHEDULED ITEMS – None.

6. REPORT FROM CITY ATTORNEY

6.1 Mayor Wasserman opened consideration of a Report Out from Closed Session of Any Final Action – None.

7. OTHER BUSINESS

7.1 Mayor Wasserman opened consideration of Authorization to Proceed with New Tow Services RFQ and Contract

Police Chief Craig Steckler provided an overview of the staff report and outlined staff's recommendation. Mayor Wasserman opened the item for public comment. Walt White (Mission Pass Towing & Transport) expressed opposition to the staff recommendation. Quinn Piening (Central Towing & Transport) expressed opposition to statements made in the staff report. There were no other speakers. Mayor Wasserman closed public comment. Staff responded to questions from Councilmembers.

On a motion by Vice Mayor Chan, seconded by Councilmember Harrison, the City Council:

1. Approved the new RFQ process and the changes to the tow program.
2. Authorized staff to execute tow services agreements for a period of 18 months with vendors qualified under the approved RFQ process and to return to Council in one year with a report.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

7.2 Mayor Wasserman opened consideration of Adoption of City Legislative Policies and Funding Priorities for 2011

Councilmembers provided comment.

On a motion by Councilmember Harrison, seconded by Councilmember Natarajan, the City Council:

1. Adopted the 2011 Legislative Policies and Funding Priorities as amended to include the following priorities: (1) seek funding for railroad quiet zones (Transportation and Infrastructure) and (2) support constitutional provisions related to the State's proposed realignment efforts (Revenue and Taxation).
2. Authorized the Mayor to convey the Legislative Policies and Funding Priorities to Assemblymember Torrico, Senator Corbett, and Congressman Stark.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

7.3 Mayor Wasserman opened consideration of Authorization to Sell Certain City-Owned Properties, including the Former Corporation Yard Site on Sequoia Road in Centerville to the Redevelopment Agency

By consensus, staff was directed to go through an RFP process and ask developers to submit proposals for sites, including the former Corporation Yard site and Fire Station No. 6 surplus property site, for development of affordable housing.

Ayes: Mayor Wasserman, Vice Mayor Chan,
Councilmembers: Natarajan and Harrison
Noes: None
Absent: Councilmember Dutra
Abstain: None

8. COUNCIL COMMUNICATIONS

8.1 Council Referrals

8.1.1 Appointments to the Senior Citizens Commission

Appointment:

<i>Advisory Body</i>	<i>Appointee</i>	<i>Term Expires</i>
Senior Citizens Commission	Arvind Ravichandran	December 31, 2014
Senior Citizens Commission	Angela Turner	December 31, 2014

By consensus of Councilmembers present, Arvind Ravichandran and Angela Turner were appointed to the Senior Citizens Commission for terms to expire on December 31, 2014.

8.2 Oral Reports on Meetings and Events

Councilmembers reported on their various meetings and activities.

9. ADJOURNMENT: There being no further business, Mayor Wasserman adjourned the meeting at 9:05 p.m.

Attest:

Approved:

Dawn G. Abrahamson, City Clerk

BOB WASSERMAN, Mayor